IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 763 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA
and
Hon'ble MR.JUSTICE R.R.TRIPATHI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

SHARMA ANIL BABULAL

Versus

STATE OF GUJARAT

Appearance:
MR AJ SHASTRI for Petitioner
Ms.Harsha Devani, learned A.G.P. for respondents Nos.1 to 3.
Mr.Nitin Amin for respondents Nos.4 and 5.

CORAM : MR.JUSTICE M.R.CALLA
and
MR.JUSTICE R.R.TRIPATHI

Date of decision: 04/09/2000

ORAL JUDGEMENT(Per: M.R.Calla,J)

Respondent No.5 Kamini is present before the Court. The petitioner is also present before the Court. There is no dispute that respondent No.5 Kamini is major girl and her date of birth is 2.8.1978. She has stated before this court in presence of the petitioner that she does not want to go with him and wants to live with her parents. In this view of the matter, she is free to her liberty. No case for issue of writ of habeas corpus. The Petition is dismissed accordingly and the rule is hereby discharged.

Dt:4.9.2000 (M.R.Calla,J)

(R.R.Tripathi,J)